

**DECLARATION AND POWER OF ATTORNEY FOR  
U.S. NATIONAL PHASE PATENT APPLICATION  
CLAIMING PRIORITY TO PCT APPLICATION  
(37 CFR 1.63)**

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe that we are an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**CHEMICAL DERIVATIZATION OF SINGLE WALL CARBON NANOTUBES  
TO FACILITATE SOLVATION THEREOF, AND USE OF DERIVATIZED  
NANOTUBES**

the specification of which:

☐ is attached hereto; or

☒ was filed on 17 September 1999 as PCT International Application Number PCT/US99/21366.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I hereby authorize my attorney, or his representative, to insert the Application Number, filing and amendment dates.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign<br>Application Number(s)     | Country | Foreign Filing Date<br>(MM/DD/YYYY) | Priority Not<br>Claimed  | Certified Copy Attached? |                                     |
|--|---------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
|  |         |                                     |                          | Yes                      | No                                  |
| [ORIGINAL<br>BASE/PRIORITY<br>APPLICATION] |         |                                     | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|  |         |                                     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

Application No.

60/101,092

60/106,918

60,138,505

Filing Date

18 September 1998

03 November 1998

10 June 1999

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application or<br>PCT Parent Number | Parent Filing Date<br>(MM/DD/YYYY) | Parent Patent Number<br>(if applicable) |
|---|------------------------------------|---|
| PCT/US99/21366                                  | 17 September 1999                  |   |
|   |                                    |   |

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Ross Spencer Garsson, Reg. No. 38,150  
Hugh Kress, Reg. No. 36,574  
Robert C. Shaddox, Reg. No. 34,011

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Ross Spencer Garsson  
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United States of America

and direct all telephone calls to Ross Spencer Garsson, Esq. at 512-474-4330 and all facsimile communications to 512-370-2850. Please refer to Attorney Docket No. 11321-P013WOUS.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST INVENTOR: MARGRAVE, John L.

INVENTOR'S SIGNATURE: 

DATE: 3/15/01

RESIDENCE: 4511 Verone, Bellaire, Texas 77401

CITIZENSHIP: United States of America

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: MICKELSON, Edward T.

INVENTOR'S SIGNATURE:  DATE: 7-March-01

RESIDENCE: 3214 Worthington Drive, Pearland, TX 77584

CITIZENSHIP: United States of America

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF THIRD INVENTOR: HAGUE, Robert

INVENTOR'S SIGNATURE: Signed On A Separate Sheet DATE: \_\_\_\_\_

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INVENTOR'S SIGNATURE: Signed On A Separate Sheet DATE: \_\_\_\_\_

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FULL NAME OF SECOND INVENTOR: MICKELSON, Edward T.

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DATE: \_\_\_\_\_

RESIDENCE: 3214 Worthington Drive, Pearland, TX 77584

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FULL NAME OF THIRD INVENTOR: <sup>Hauge</sup>  
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RESIDENCE: 4031 Turnberry Circle, Houston, TX 77025

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INVENTOR'S SIGNATURE: Chad Huffman

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FULL NAME OF SIXTH INVENTOR: LIU, Jie

INVENTOR'S SIGNATURE: Signed on a Separate Sheet

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RESIDENCE: 502 Westminister Drive, Chapel Hill, NC 27514

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FULL NAME OF SEVENTH INVENTOR: SMALLEY, Richard E.

INVENTOR'S SIGNATURE: R.E. Smalley

DATE: 3-14-01

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CITIZENSHIP: United States of America

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: HUFFMAN, Chad

INVENTOR'S SIGNATURE: Signed On A Separate Sheet

DATE: \_\_\_\_\_

RESIDENCE: 6500 S. Main, No. 153, Houston, TX 77030

CITIZENSHIP: United States of America

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SIXTH INVENTOR: LIU, Jie

INVENTOR'S SIGNATURE: 

DATE: 3/14/01

RESIDENCE: 502 Westminster Drive, Chapel Hill, NC 27514

CITIZENSHIP: Peoples Republic of China

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: SMALLEY, Richard E.

INVENTOR'S SIGNATURE: Signed On A Separate Sheet

DATE: \_\_\_\_\_

RESIDENCE: 1816 Bolsover Street, Houston, TX 77005

CITIZENSHIP: United States of America

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: SMITH, Ken

INVENTOR'S SIGNATURE: 1/5tr DATE: 3.14.01

RESIDENCE: 333 DOMINION #11334 KATY TX 77450  
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CITIZENSHIP: United States of America

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FULL NAME OF NINTH INVENTOR: COLBERT, Daniel T.

INVENTOR'S SIGNATURE: D.T. Colbert DATE: 3-14-01

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03/06/2001 - 11521-P015W009